

PTO/SB/31(06-03)

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**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**Docket Number (Optional)
Beiersdorf 688-HCL**CERTIFICATE OF FACSIMILE TRANSMISSION**I hereby certify that this correspondence is being transmitted
via facsimile to the United States Patent and Trademark
Office on the 25th day of May, 2004.

Agata Glinka

*Agata Glinka*In re Application of
Volker Schreiner et al.Application Number
09/701,710Filed
December 1, 2000For
Cosmetic or Dermatologic Preparations Containing
Catechins or Green Tea ExtractArt Unit
1617Examiner
Lauren Q. WellsApplicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner
dated May 5, 2004 finally rejecting claims 5-12 and 27-31.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$320.00 (previously paid)

- ☐ Applicant claims small entity status. See 37 CFR 1.26. Therefore, the fee
amount shown above is reduced by half, and the resulting fee is : \$ _____.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director has already been authorized to charge fees in this application to a Deposit Account.
I have enclosed a duplicate copy of this sheet. (see Notice of Appeal filed 17 June 2003).
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit
any overpayment, to Deposit Account Number 14-1263. I have enclosed a duplicate
copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not
be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR
3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96).
- ☐ attorney or agent of record.
Registration _____
- ☒ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) 48,104

May 25, 2004
Date

(212) 808-0700

Telephone Number

Howard C. Lee
Signature

Howard C. Lee

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple
forms if more than one signature is required, see below.☐ Total of 1 forms are submitted.

The collection of information is required by 37 CFR 1.8. This information is required to obtain or retain a benefit (by the entity which is to file (and by the USPTO to process) an application. Confidentiality is

Attorney Docket No.: Beiersdorf 688-HCL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Volker SCHREINER et al.
SERIAL NO. : 09/701,710
FILED : 01 December 2000
FOR : COSMETIC OR DERMATOLOGIC PREPARATIONS
CONTAINING CATECHINS OR GREEN TEA EXTRACT
ART UNIT : 1617
EXAMINER : Lauren Q. WELLS

17 June 2003

Box AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Appeals from the Final Office Action dated 18 March 2003 of the primary Examiner finally rejecting Claims 5-12 and 27-31.

The period for response to the final rejection was set to expire on 18 June 2003.

Charge the appeal fee of:

☒ \$320.00
☐ \$160.00 - Small Entity

to Deposit Account No. 14-1263.

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Attorney Docket No.: Beiersdorf 688-HCL

CONDITIONAL PETITION FOR EXTENSION OF TIME

If any extension of time for this response is required, applicants request that this be considered a petition therefor. Please charge the required petition fee to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A.

By Howard C. Lee

Howard C. Lee
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Fax No. 703-872-9307

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NORRIS, MCLAUGHLIN & MARCUS, P.A.

Date: 17 June 2003

By Jennifer Codrington
Jennifer Codrington